

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 16th day of June, 1998

BEFORE

THE HON'BLE MR. JUSTICE V.P. MOHAN KUMAR

WRIT PETITION NO. 33087 OF 1997

BETWEEN :

Shri. Sanganabasava Revanasiddappa Biradar
aged about 33 years, occ : Contractor (Food),
r/o Lachyan, Tal. Indi,
Dist. Bijapur

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.. PETITIONER

(Sri Ashok R. Kalyanshetty, Advocate)

A N D :

1. The State of Karnataka,
by the Commissioner & Secretary to Govt.,
Education Department,
M.S. Building,
BANGALORE - 560 001
 2. The Deputy Director of Public
Instructions, Bijapur Dist.,
BIJAPUR
 3. The Principal,
Shri. Morarji Desai Model
Residential School, Vidyapeetha,
Banthanah, Tal. Indi,
Dist. Bijapur
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4. Shri. Imamsab M. Nadaf,
age : major,
r/o Banthenal, Tal. Indi,
Dist. Bijapur

.. RESPONDENTS

(Sri I.G. Gachchinamath for R - 4
Sri C. Ramakrishna, H.C.G.P. for R-1 - 3)

Writ Petition filed under Articles 226 & 227 of the Constitution of India, praying to; ISSUE a Writ of Certiorari or orders or direction in the nature of a Writ quashing the order dt. 11-11-1997 bearing No. P-7(A6) Mudhesanisha-Ha:Gu:97-98 at Annexure - 'C' as well as the order dt. 11-11-1997 bearing No. P-7 (A6) Mudhesanisha-Ha:Gu:97-98 at Annexure - 'D' passed by the 2nd Respondent in the interest of justice and equity; REVIEW the order dt. 23-9-1997 passed by this Hon'ble Court in W.P.No. 14104/97 at Annexure - 'E' so as to set aside the said order as well as the direction issued therein in the interest of justice and equity, etc.

This Writ Petition coming on for Orders, this day, the Court made the following :

O_R_D_E_R

This writ petition was filed by the petitioner seeking to review the judgment dated 23-9-1997 passed in W.P.No. 14104/97. In the said judgment, while

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while disposing of the writ petition, this Court has stated thus :

"...Taking into account all the circumstances, Annexure - C is quashed. There will therefore be a direction to respondents to allow the petitioner to continue to run the canteen, if it so desires to cancel the same be done after hearing the petitioner. Till such cancellation the order Annexure-B dated 16-6-1997 will continue."

2. The complaint of the petitioner is that he was not heard when this order was passed by this Court. May be, the grievance is justified. Now it is brought to my notice that subsequent thereto the permission granted to the petitioner referred to above by virtue of the order has been cancelled and that the said petitioner in W.P.No. 14104/97 is no more running the canteen. As such, there is no grievance by the petitioner herein to be vindicated in the writ petition. The writ petition is dismissed as infructuous.



Sd/-
JUDGE